



**Water Resources Program**  
**Application for Change/Transfer**  
**of Water Right**

For Ecology Use  
(Date Stamp)

12 APR 25 A8:43

DEPT. OF ECOLOGY  
FISCAL D. B. 0007

For filing with the Department of Ecology or with  
County Water Conservancy Boards

**A NON-REFUNDABLE MINIMUM FEE OF \$50.00 MUST ACCOMPANY THIS APPLICATION  
IF FILED WITH THE DEPARTMENT OF ECOLOGY**

(Check all that apply.)

- ☐ Change purpose(s) of use  
☐ Add purpose(s) of use  
☒ Change point(s) of diversion/withdrawal  
☐ Add point(s) of diversion/withdrawal  
☒ Change/transfer place of use  
☒ Other (i.e. consolidation, intertie, trust water)

Explain: See the Project Explanation included in Attachment A.

**FOR OFFICIAL USE ONLY**

DATE APPLICATION RECEIVED 4-25-12  
CHECK NO. 10451 FEE \$ 50-  
DATE ACCEPTED 4/25/12 BY DB  
CHANGE NO. CS1-#09876C  
COUNTY Whatcom WRIA 1  
SPECIAL AREA \_\_\_\_\_

SEPA: ☒ EXEMPT ☐ NOT EXEMPT

ECY CODING: 001-002-WR10285-000011

APP NO. \_\_\_\_\_ PERMIT NO. \_\_\_\_\_

CERT NO. \_\_\_\_\_ CERT OF CHG NO. \_\_\_\_\_

**\*\*IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)\*\***

**1. Applicant Information**

APPLICANT/BUSINESS NAME <u>Andy Enfield/Enfield Farms, Inc.</u>	PHONE NO. <u>360-354-3019</u>	FAX NO.
ADDRESS <u>1064 Birch Bay Lynden Road</u>		
CITY <u>Lynden</u>	STATE <u>WA</u>	ZIP CODE <u>98264</u>

CONTACT (IF DIFFERENT FROM ABOVE) <u>Charles S. Lindsay/Associated Earth Sciences, Inc.</u>	PHONE NO. <u>425-259-0522</u>	FAX NO. <u>425-252-3408</u>
ADDRESS <u>2911 1/2 Hewitt Ave., Suite 2</u>		
CITY <u>Everett</u>	STATE <u>WA</u>	ZIP CODE <u>98201</u>

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE <u>Marvin &amp; Linda Enfield Family LLC; Enfield Family LLC; Enfield Family II LLC</u>	PHONE NO. <u>360-354-3019</u>	FAX NO.
ADDRESS <u>1064 Birch Bay Lynden Road</u>		
CITY <u>Lynden</u>	STATE <u>WA</u>	ZIP CODE <u>98264</u>



## 2. Water Right Information

WATER RIGHT OR CLAIM NUMBER S1-09876CWRIS	RECORDED NAME(S) J.B. Wakefield
DO YOU OWN THE RIGHT TO BE CHANGED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IF NO, PROVIDE OWNER(S) NAME and ADDRESS: _____	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	

*Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.*

**A discussion of the farming operations at the site is included in Attachment A. Copies of historical aerial photographs of the project site showing farming operations are included in Attachment B.**

## 3. Point(s) of Diversion/Withdrawal:

### A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Tributary to Bertrand Creek	1	SW	NW	22	40N	2E	400222077282	

### B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Ground Water Trench	1		NW	22	40N	2E	400222077282	
Collection Trench							400222065318	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: ☒ YES ☐ NO PROPOSED: ☒ YES ☐ NO – IF NO, PROVIDE OWNER(S) NAME: \_\_\_\_\_

*Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment. See Attachment A Figures 1 and 5.*

## 4. Purpose of Use:

### A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	0.10 CFS	19.4	April 15 through October 1

### B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	45 gpm	19.4	April 15 through October 1



## 5. Place of Use:

### A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:

S1/2, S1/2, SW1/4, NW1/4 of Section 22, T40N, R2E

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
					Whatcom	400222077282	7.78
						400222035287	2.00

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? ☐ YES ☒ NO

IF NO, PROVIDE OWNER(S) NAME: See Attachment A - Table 1 and Figures 1 through 4 and Attachment C

### B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:

Approximately 303 acres located in Sections 21, 22 and 27, Township 40 North, Range 2 East. See Attachment A – Table 2 and Figures 1 through 4, and Attachment C.

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
					Whatcom		

DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? ☒ YES ☐ NO

IF NO, PROVIDE OWNER(S) NAME: \_\_\_\_\_

*Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map. See Attachment A – Figures 1 through 4.*

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?

☐ ES ☒ NO – IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S): \_\_\_\_\_

## 6. Remarks and Other Relevant Information:

Deficit irrigation methods are proposed to increase the irrigation acres (10 acres) permitted under this water right to 19.0 acres. See Attachment A for rational/justification for the proposed increase in irrigation acres.

Moving from surface water diversion to ground water withdrawal for water right S1-09876C should result in a significant increase in the stream flow in Bertrand Creek, specifically during critical low-flow periods of the year and; therefore, should be considered an enhancement to fisheries habitat.

IF FOR SEASONAL OR TEMPORARY, START DATE \_\_\_\_/\_\_\_\_/\_\_\_\_ END DATE \_\_\_\_/\_\_\_\_/\_\_\_\_

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request. For further information, contact: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477. Phone (360) 570-3265.



## 7. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in preparing this above application, I understand that all responsibility for the accuracy of the information rests with me.

<u>Andy Enfield</u> Applicant Printed Name - Title	<u>Andy Enfield</u> Applicant Signature	<u>4/24/12</u> (Date)
<u>Enfield Family II LLC</u> Water Right Holder Printed Name	<u>Andy Enfield Member</u> Water Right Holder Signature	<u>4/24/12</u> (Date)
<u>Enfield Family II LLC</u> Land Owner of Existing Place of Use Printed Name	<u>Andy Enfield Member</u> Land Owner of Existing Place of Use Signature	<u>4/24/12</u> (Date)
<u>Martin + Linda Enfield Family LLC</u> <u>Enfield Family LLC Enfield Family</u> Land Owner of Proposed Place of Use Printed Name	<u>Andy Enfield Member</u> Land Owner of Proposed Place of Use Signature	<u>4/24/12</u> (Date)

Please check the region in which the project is located:

<b>*Submit your application to:</b>  DEPARTMENT OF ECOLOGY CASHIERING SECTION PO BOX 47611 OLYMPIA, WA 98504-7611	<input type="checkbox"/> Central Regional Office 15 W Yakima Avenue, Suite 200 Yakima, WA 98902 (509) 575-2490	<input type="checkbox"/> Eastern Regional Office 4601 N. Monroe Street Spokane, WA 99205-1295 (509) 329-3400
	<input type="checkbox"/> Northwest Regional Office 3190 - 160 <sup>th</sup> Avenue SE Bellevue, WA 98008-5452 (425) 649-7000	<input type="checkbox"/> Southwest Regional Office PO Box 47775 Olympia, WA 98504-7775 (360) 407-6300

### WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- |   |   |
|---|---|
| <input type="checkbox"/> APPLICATION FEE NOT ENCLOSED   | <input type="checkbox"/> MAP NOT INCLUDED or INCOMPLETE |
| <input type="checkbox"/> ADDITIONAL SIGNATURES REQUIRED | <input type="checkbox"/> SECTION _____ IS INCOMPLETE    |
| <input type="checkbox"/> OTHER/EXPLANATION: _____       |   |

STAFF: \_\_\_\_\_ DATE: \_\_\_\_/\_\_\_\_/\_\_\_\_



**ATTACHMENT FOR**  
**Application for Change/Transfer of Water Right**

---

**Signatures:**

*I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.*

---

☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

---

/ /  
(Date)

---

☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

---

/ /  
(Date)

---

☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

---

/ /  
(Date)

---

☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

---

/ /  
(Date)

---

☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

---

/ /  
(Date)



- 
- ☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

\_\_\_\_/\_\_\_\_/\_\_\_\_  
(Date)

- 
- ☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

\_\_\_\_/\_\_\_\_/\_\_\_\_  
(Date)

- 
- ☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

\_\_\_\_/\_\_\_\_/\_\_\_\_  
(Date)

- 
- ☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

\_\_\_\_/\_\_\_\_/\_\_\_\_  
(Date)

- 
- ☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

\_\_\_\_/\_\_\_\_/\_\_\_\_  
(Date)

- 
- ☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

\_\_\_\_/\_\_\_\_/\_\_\_\_  
(Date)

- 
- ☐ Applicant Printed Name – Title  
☐ Water Right Holder Printed Name  
☐ Land Owner of Existing Place of Use Printed Name  
☐ Land Owner of Proposed Place of Use Printed Name

---

Applicant Signature  
Water Right Holder Signature  
Land Owner of Existing Place of Use Signature  
Land Owner of Proposed Place of Use Signature

\_\_\_\_/\_\_\_\_/\_\_\_\_  
(Date)